

ECF CASE
JUDGE SCHEINDLIN

UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF NEW YORK

J & J SPORTS PRODUCTIONS, INC., as
Broadcast Licensee of the **May 5, 2007**
DeLaHoya/Mayweather Program,

Plaintiff,

-against-

JUAN C. MORENO and LEODEGARIO ROJAS,
Individually, and d/b/a SPEEDY GONZALEZ
MEXICAN - AMERICAN RESTAURANT a/k/a
SPEEDY GONZALEZ a/k/a SPEEDY GONZALEZ
MEXICAN RESTAURANT,

and

SPEEDY GONZALEZ MEXICAN - AMERICAN
RESTAURANT a/k/a SPEEDY GONZALEZ a/k/a
SPEEDY GONZALEZ MEXICAN RESTAURANT,
Defendants.

TO: J. MICHAEL McMAHON, CLERK
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Please enter default of the following Defendants:

JUAN C. MORENO and LEODEGARIO ROJAS, Individually, and d/b/a SPEEDY GONZALEZ
MEXICAN - AMERICAN RESTAURANT a/k/a SPEEDY GONZALEZ a/k/a SPEEDY
GONZALEZ MEXICAN RESTAURANT, and SPEEDY GONZALEZ MEXICAN - AMERICAN
RESTAURANT a/k/a SPEEDY GONZALEZ a/k/a SPEEDY GONZALEZ MEXICAN
RESTAURANT pursuant to Rule 55(a) of the Federal Rules of Civil Procedure for failure to plead
or otherwise defend the above-captioned action as fully appears from the Court's file herein and

**REQUEST FOR CLERK'S ENTRY OF
DEFAULT**

Civil Action No.08-CV-952-SAS-JCF
HON. SHIRA A. SCHEINDLIN

from the attached affidavit of Julie Cohen Lonstein, Esq.

Dated: March 6, 2008
Ellenville, New York

LONSTEIN LAW OFFICE, P.C.

By: /s/ Julie Cohen Lonstein
Julie Cohen Lonstein
Bar Roll No. JL8512
Attorney for Plaintiff
1 Terrace Hill; PO Box 351
Ellenville, NY 12428
Telephone: 845-647-8500
Facsimile: 845-647-6277

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J & J SPORTS PRODUCTIONS, INC., as
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Plaintiff,

-against-

**AFFIDAVIT IN SUPPORT OF
REQUEST FOR DEFAULT**
Civil Action No.08-CV-952-SAS-JCF
HON. SHIRA A. SCHEINDLIN

JUAN C. MORENO and LEODEGARIO ROJAS,
Individually, and d/b/a SPEEDY GONZALEZ
MEXICAN - AMERICAN RESTAURANT a/k/a
SPEEDY GONZALEZ a/k/a SPEEDY
GONZALEZ MEXICAN RESTAURANT,

and

SPEEDY GONZALEZ MEXICAN - AMERICAN
RESTAURANT a/k/a SPEEDY GONZALEZ a/k/a
SPEEDY GONZALEZ MEXICAN
RESTAURANT

Defendants.

STATE OF NEW YORK :
: SS.:
COUNTY OF ULSTER :

JULIE COHEN LONSTEIN, being duly sworn, deposes and says:

1. That I am the attorney for plaintiff, **J & J SPORTS PRODUCTIONS, INC.,** in the
above referenced matter and I am admitted to practice in this Court. I am fully familiar with all
the facts, circumstances and proceedings heretofore had herein.

2. This action was commenced pursuant to 47 U.S.C. §605, *et seq.* A copy of the
Summons and Complaint was served on Defendants, JUAN C. MORENO and LEODEGARIO
ROJAS, Individually, and d/b/a SPEEDY GONZALEZ MEXICAN - AMERICAN

RESTAURANT a/k/a SPEEDY GONZALEZ a/k/a SPEEDY GONZALEZ MEXICAN RESTAURANT, and SPEEDY GONZALEZ MEXICAN - AMERICAN RESTAURANT a/k/a SPEEDY GONZALEZ a/k/a SPEEDY GONZALEZ MEXICAN RESTAURANT, as set forth in the proofs of service by William Morrison, ECF Documents No. 2, 3 and 4.

3. The time within which any of the Defendants may answer or otherwise move with respect to the Complaint herein has expired. Defendants, JUAN C. MORENO and LEODEGARIO ROJAS, Individually, and d/b/a SPEEDY GONZALEZ MEXICAN - AMERICAN RESTAURANT a/k/a SPEEDY GONZALEZ a/k/a SPEEDY GONZALEZ MEXICAN RESTAURANT, and SPEEDY GONZALEZ MEXICAN - AMERICAN RESTAURANT a/k/a SPEEDY GONZALEZ a/k/a SPEEDY GONZALEZ MEXICAN RESTAURANT, have not answered or otherwise moved with respect to the Complaint; and the time for the Defendant(s) to do so has not been extended.

4. Said Defendant(s) are not infants or incompetents. Upon information and belief, Defendant(s) are not presently in the military service of the United States.

WHEREFORE, Plaintiff **J & J SPORTS PRODUCTIONS, INC.**, requests that the default of the Defendant(s) JUAN C. MORENO and LEODEGARIO ROJAS, Individually, and d/b/a SPEEDY GONZALEZ MEXICAN - AMERICAN RESTAURANT a/k/a SPEEDY GONZALEZ a/k/a SPEEDY GONZALEZ MEXICAN RESTAURANT, and SPEEDY GONZALEZ MEXICAN - AMERICAN RESTAURANT a/k/a SPEEDY GONZALEZ a/k/a SPEEDY GONZALEZ MEXICAN RESTAURANT, be noted and that judgment be entered in favor of plaintiff and against defendants in the manner stated herein.

Dated: March 6, 2008
Ellenville, NY 12428

Sworn to before me this 6th
day of March 2008

/S/ Julie Cohen Lonstein

Julie Cohen Lonstein
Bar Roll No. JL8512

/s/ April Draganchuk

April Draganchuk

Notary Public State of New York

Registration No. 4945872

Residing in Ulster County

My Commission Expires Jan. 27, 2011

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J & J SPORTS PRODUCTIONS, INC., as
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Plaintiff,

-against-

JUAN C. MORENO and LEODEGARIO ROJAS,
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MEXICAN - AMERICAN RESTAURANT a/k/a
SPEEDY GONZALEZ a/k/a SPEEDY
GONZALEZ MEXICAN RESTAURANT,

and

SPEEDY GONZALEZ MEXICAN - AMERICAN
RESTAURANT a/k/a SPEEDY GONZALEZ a/k/a
SPEEDY GONZALEZ MEXICAN
RESTAURANT

Defendants

CERTIFICATE OF SERVICE
Civil Action No.08-CV-952-SAS-JCF
HON. SHIRA A. SCHEINDLIN

The undersigned certifies that on the 6th day of March 2008 your deponent served the following documents by regular mail:

- 1) Request for Default
- 2) Affidavit in Support of Request for Default
- 3) Clerk's Certificate

on the following:

Speedy Gonzalez Mexican Restaurant
3 West Fordham Rd.
Bronx, NY 10468

Juan C. Moreno
3 West Fordham Rd.
Bronx, NY 10468

Leonardo Rojas
3 West Fordham Rd.
Bronx, NY 10468

/s/ Julie Cohen Lonstein
Julie Cohen Lonstein